



STATE OF CONNECTICUT  
*CONNECTICUT SITING COUNCIL*

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Hearing Program

Docket No. 535

Tuesday, September 9, 2025

2:00 p.m.

I. Opening by Council

A. Statement read by Vice Chair

B. Motions

1. Intervenor Paska Nayden Motion to Continue/Reset Hearing Date, received September 4, 2025

C. Administrative Notice taken by Council

**FEDERAL**

1. Federal Communications Commission, Office of Engineering and Technology, *Questions and Answers About Biological Effects and Potential Hazards of Radiofrequency Electromagnetic Fields*, OET Bulletin No. 56, August 1999, available at [https://transition.fcc.gov/Bureaus/Engineering\\_Technology/Documents/bulletins/oet56/oet56e4.pdf](https://transition.fcc.gov/Bureaus/Engineering_Technology/Documents/bulletins/oet56/oet56e4.pdf)
2. Federal Communications Commission, Office of Engineering and Technology, *Evaluating Compliance with FCC-Guidelines for Human Exposure to Radiofrequency Electromagnetic Fields*, OET Bulletin No. 65, August 1997, available at [https://transition.fcc.gov/Bureaus/Engineering\\_Technology/Documents/bulletins/oet65/oet65.pdf](https://transition.fcc.gov/Bureaus/Engineering_Technology/Documents/bulletins/oet65/oet65.pdf)
3. Federal Communications Commission, *Guidelines for Evaluating the Environmental Effects of Radiofrequency Radiation Report and Order*, August 1, 1996, available at [https://transition.fcc.gov/Bureaus/Engineering\\_Technology/Orders/1996/fcc96326.pdf](https://transition.fcc.gov/Bureaus/Engineering_Technology/Orders/1996/fcc96326.pdf)
4. Telecommunications Act of 1996, as amended, Pub. L. No. 104-104, 110 Stat. 56 (codified as amended in scattered sections of 47 U.S.C), available at <https://transition.fcc.gov/Reports/tcom1996.pdf>
5. Federal Communications Commission, *Warning, Alert and Response Network Act*, Pub. L. No. 109-437, 120 Stat. 1936 (2006), (codified at 47 U.S.C. §332(d)(1)) (2006), available at <https://transition.fcc.gov/pshs/docs/emergency-information/emas-warn-act.pdf>
6. Wireless Communications and Public Safety Act of 1999, as amended, 47 U.S.C. §§ 615-615b, as amended, available at <https://www.congress.gov/bill/106th-congress/house-bill/438/text/ih>.
7. Enhance 911 Act of 2004, as amended, 47 U.S.C. § 942, as amended, available at <https://www.gpo.gov/fdsys/pkg/PLAW-108publ494/pdf/PLAW-108publ494.pdf>

8. Middle Class Tax Relief and Job Creation Act of 2012, Pub. L. No. 112-96, §6409 Wireless Facilities Deployment 2012, *available at* <https://www.gpo.gov/fdsys/pkg/PLAW-112publ96/pdf/PLAW-112publ96.pdf>
9. Actions That May Have a Significant Environmental Effect, for Which Environmental Assessments (EAs) Must be Prepared, 47 C.F.R. § 1.1307, as amended, *available at* <https://www.gpo.gov/fdsys/pkg/CFR-2013-title47-voll/pdf/CFR-2013-title47-voll-sec1-1307.pdf>
10. Radiofrequency Radiation Exposure Limits, 47 C.F.R. § 1.1310, as amended, *available at* <https://www.gpo.gov/fdsys/pkg/CFR-2002-title47-voll/pdf/CFR-2002-title47-voll-sec1-1310.pdf>
11. Presidential Proclamation No. 8460, 74 Fed. Reg. 234 (December 8, 2009), *available at* <http://www.presidency.ucsb.edu/ws/index.php?pid=86954>
12. Presidential Order No. 13616, Accelerating Broadband Infrastructure Development, 77 Fed. Reg. 119 (June 14, 2012), *available at* <http://www.gpo.gov/fdsys/pkg/FR-2012-06-20/pdf/2012-15183.pdf>
13. Presidential Policy Directive No. 21, Critical Infrastructure Security and Resilience, February 12, 2013, *available at* <https://obamawhitehouse.archives.gov/the-press-office/2013/02/12/presidential-policy-directive-critical-infrastructure-security-and-resil>
14. Division of Migratory Bird Management, United States Fish & Wildlife Service, United States Department of the Interior, *Recommended Best Practices for Communication Tower Design, Siting, Construction, Operation, Maintenance and Decommissioning*, last updated March 2021, *available at* <https://www.fws.gov/sites/default/files/documents/usfws-communication-tower-guidance.pdf>
15. National Park Service, United States Department of the Interior, *National Register of Historic Places*, *available at* <https://www.nps.gov/subjects/nationalregister/index.htm>
16. Federal Aviation Administration, *Obstruction Marking and Lighting, Advisory Circular AC No. 70/7460-1M*, November 16, 2020, *available at* [https://www.faa.gov/documentLibrary/media/Advisory\\_Circular/Advisory\\_Circular\\_70\\_7460\\_1M.pdf](https://www.faa.gov/documentLibrary/media/Advisory_Circular/Advisory_Circular_70_7460_1M.pdf)
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18. Federal Aviation Administration, *Obstruction Evaluation Version 2023-Sep.3*, Notice Criteria Tool *available at* <https://oeaaa.faa.gov/oeaaa/external/gisTools/gisAction.jsp?action=showNoNoticeRequiredToolForm>
19. Federal Communications Commission, *Tower Owners: Save Birds, Save Money*, updated August 2, 2021, *available at* <https://www.fcc.gov/guides/towers-and-birds>

20. Stephen J. Blumberg, et al, *Wireless Substitution: Early Release of Estimates from the National Health Interview Survey, July – December 2021*, Division of Health Interview Statistics, National Center for Health Statistics, U.S. Center of Disease Control, May 2022, available at <https://www.cdc.gov/nchs/data/nhis/earlyrelease/wireless202205.pdf>
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26. Federal Communications Commission, *Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Fourth Report and Order and Declaratory Ruling*, FCC 23-109, January 12, 2024, available at <https://www.federalregister.gov/documents/2024/01/12/2024-00416/accelerating-wireline-broadband-deployment-by-removing-barriers-to-infrastructure-investment>
27. Federal Communications Commission, *FCC Fact Sheet: Accelerating Wireless Broadband Deployment by Removing Barriers to Infrastructure Investment; Accelerating Wireline Broadband Deployment by Removing Barriers to Infrastructure Investment, Third Report and Order*, FCC 18-133, September 27, 2018, available at <https://docs.fcc.gov/public/attachments/DOC-353962A1.pdf>
28. Federal Communications Commission, *Implementation of State and Local Governments' Obligation to Approve Certain Wireless Facility Modification Requests Under Section 6409(a) of the Spectrum Act of 2012, Declaratory Ruling and Notice of Proposed Rulemaking*, FCC 20-75, June 10, 2020, available at <https://docs.fcc.gov/public/attachments/FCC-20-75A1.pdf>

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### **Connecticut Siting Council**

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33. Connecticut Siting Council, *Telecommunications Facilities: An Illustrated Primer on the Siting of Facilities Within Connecticut and Throughout the Nation, Version II*, available at <https://portal.ct.gov/-/media/CSC/CSCtower307pdf.pdf>
34. Connecticut Siting Council, *Statewide Telecommunications Coverage Database*, available at <https://portal.ct.gov/CSC/Common-Elements/Common-Elements/Connecticut-Siting-Council---Disclaimer>
35. Connecticut Siting Council, Docket No. 432 – Feasibility study of back-up power requirements for telecommunications towers and antennas pursuant to Public Act 12-148, available at [https://portal.ct.gov/CSC/1\\_Applications-and-Other-Pending-Matters/Applications/3\\_DocketNos400s/Docket-No-432](https://portal.ct.gov/CSC/1_Applications-and-Other-Pending-Matters/Applications/3_DocketNos400s/Docket-No-432)
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37. Connecticut Siting Council, Docket No. 397 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public need for the construction, maintenance and operation of a telecommunications facility at 445 Prospect Street, Woodstock, Connecticut. Record and Final Decision, available at [https://portal.ct.gov/csc/1\\_applications-and-other-pending-matters/applications/2\\_docketnos200-399/docket-no-397--woodstock](https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/2_docketnos200-399/docket-no-397--woodstock)

38. Connecticut Siting Council, Docket No. 415 - Cellco Partnership d/b/a Verizon Wireless Certificate of Environmental Compatibility and Public Need for the construction, maintenance and operation of a telecommunications facility located at 87 West Quasset Road, Woodstock, Connecticut. Record and Final Decision, *available at* [https://portal.ct.gov/csc/1\\_applications-and-other-pending-matters/applications/3\\_docketnos400s/docket-no-415-verizonwoodstock](https://portal.ct.gov/csc/1_applications-and-other-pending-matters/applications/3_docketnos400s/docket-no-415-verizonwoodstock)
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**Department of Energy and Environmental Protection**

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## **MAPS**

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98. Town of Woodstock, Woodstock Geographical Information System Map, *available at* <https://www.woodstockct.gov/planning-and-zoning-commission/pages/woodstock-gis-map>
99. United States Geological Survey, National Map Viewer, *available at* <https://apps.nationalmap.gov/viewer/>
100. Connecticut Department of Energy and Environmental Protection and University of Connecticut, Connecticut Environmental Conditions on-line, Interactive Parcel Viewer, *available at* <https://cteco.maps.arcgis.com/apps/webappviewer/index.html?id=0ff5596f2ca84f0e9aa96b baf8ede14c&extent=-8208492.848%2C4959710.4595%2C-7961754.1207%2C5222042.3406%2C102100>

D. State Agency comments

1. Connecticut Airport Authority, dated May 7, 2025
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II. Appearance by Applicant

Applicant:	The Towers, LLC (APP)
Representatives:	Jonathan Schaefer, Esq. Kenneth C. Baldwin, Esq. Robinson & Cole, LLP

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Application for a Certificate of Environmental Compatibility and Public Need filed by The Towers, LLC and attachments, received April 7, 2025, and bulk file exhibits as follows:
  - a. Technical Report
  - b. Town of Woodstock Zoning Regulations
  - c. Town of Woodstock Inland Wetlands and Watercourses Regulations
  - d. Town of Woodstock Plan of Conservation and Development
2. Affidavit of Publication in *The Bulletin*, dated April 15, 2025
3. Sign-Posting Affidavit, dated July 14, 2025
4. Responses to Council Interrogatories, dated July 14, 2025
5. Signed Protective Order – Lease Agreement Financial Terms, dated July 31, 2025

6. Supplemental Response to Council Interrogatory No. 54, dated September 2, 2025
7. Responses to Nayden Interrogatories and Requests for Production, dated September 2, 2025

C. Swear Witnesses

1. Brian Paul, Project Manager, Vertical Bridge REIT, LLC
2. Kip DiVito, Radio Frequency Engineer, Verizon Wireless
3. Elizabeth Glidden, Real Estate Regulatory Specialist, Verizon Wireless
4. Jason Margelot, Project Manager, Engineering Implementation, Airosmith Development, Inc.
5. Matthew Gustafson, Soil Scientist & Forester, All-Points Technology Corporation
6. Rick Landino, Senior Designer/Analyst, All-Points Technology Corporation

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Paska Nayden

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III. Appearance by Intervenor:

Paska Nayden (PN)

A. Administrative Notice.

- 1.

B. Exhibits for Identification.

1. Request for Intervenor Status, dated July 31, 2025
2. Pre-Filed Testimony with attachments, dated August 26, 2025

C. Swear Witnesses

1. Paska Nayden

D. Full Exhibits - Verification of exhibits by witnesses and admission by the Council.

E. Cross Examination.

1. Council
2. Applicant

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IV. Closing by Connecticut Siting Council.